

REMARKS

Applicant respectfully requests reconsideration of the present application in view of the reasons which follow.

The Examiner objects to the disclosure under 37 CFR § 1.163(a) and rejects the claim under 35 U.S.C. 112, first and second paragraphs, as being unsupported by a clear and complete botanical description which distinguishes the cultivar from related known varieties. Favorable reconsideration and allowance of the application is requested in view of the foregoing amendments and the remarks which follow.

In order to expedite the Examiner's review of this response, Applicant will address each of the Examiner's objections in the order they were discussed in the Official Action.

A. The specification has been amended at page 2, line 17, to insert a description of the claimed plant, 'Dancasbipas' to each of its parental cultivars, 'CV-52' and 'CV-144'.

B. The specification has been amended at page 4, line 9, to clarify the height measurement of 'Dancasbipas'.

C. The specification has been amended at page 5, line 11, to clarify the leaf length measurement of 'Dancasbipas'.

C. The specification has been amended at page 6, line 6, to clarify the flower size of 'Dancasbipas', by providing depth and diameter measurements.

E. The specification has been amended at page 6, to insert at line 11, the floral diameter measurement of 'Dancasbipas'.

F. The specification has been amended at page 6, line 12, to provide the petal length measurement of 'Dancasbipas'.

G. The specification has been amended at page 7, line 13, to clarify the bud length measurement of 'Dancasbipas', by deleting the recitation "Length: 35 mm".

Due to the number of changes and/or corrections, Applicant hereby files a Substitute Specification containing no new matter. The Examiner is authorized to cancel the specification as filed in favor of the attached substitute specification.

Applicant believes that the present application is now in condition for allowance. Favorable reconsideration of the application as amended is respectfully requested.

The Examiner is invited to contact the undersigned by telephone if it is felt that a telephone interview would advance the prosecution of the present application.

The Commissioner is hereby authorized to charge any additional fees which may be required regarding this application under 37 C.F.R. §§ 1.16-1.17, or credit any overpayment, to Deposit Account No. 19-0741. Should no proper payment be enclosed herewith, as by a check being in the wrong amount, unsigned, post-dated, otherwise improper or informal or even entirely missing, the Commissioner is authorized to charge the unpaid amount to Deposit Account No. 19-0741. If any extensions of time are needed for timely acceptance of papers submitted herewith, Applicant hereby petitions for such extension under 37 C.F.R. §1.136 and authorizes payment of any such extensions fees to Deposit Account No. 19-0741.

Respectfully submitted,

Date

January 3, 2005

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By

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